IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH

FRIDAY, THE 30TH MARCH 2007 / 9TH CHAITHRA 1929

OP.No. 34179 of 2002(R)
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PETITIONER:
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V.RAMACHANDRAN, PEON,
CALICUT DEVELOPMENT AUTHORITY, CALICUT.

BY ADV. SRI.V.G.ARUN

RESPONDENTS:
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1. THE CALICUT DEVELOPMENT AUTHORITY,
CALICUT, REPRESENTED BY ITS SECRETARY

2. THE CHAIRMAN, THE CALICUT DEVELOPMENT
AUTHORITY, CALICUT 673002

3. THE STATE OF KERALA, REPRESENTED BY ITS
SECRETARY, LOCAL ADMINISTRATION DEPARTMENT,
TRIVANDRUM.

ADDL.R4 IMPLEADED :

4.E.ABDUSSALEM, ASSISTANT GRADE II, CALICUT DEVEOPMENT AUTHORITY, KOZHIKODE. (IMPLEADED AS PER ORDER DT. 19.2.2003 IN CMP NO.9595/03).

BY ADV. SRI.M.K.ABOOBACKER
SRI.C.S.ABDUL SAMMAD
SRI.P.SANTHALINGAM, S.C.

THIS ORIGINAL PETITION HAVING BEEN FINALLY HEARD ON 30/03/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

ORDER ON C.M.P.NOS.57779/02, 34179/02 & I.A.11284/03 IN O.P.NO.34179/02

DISMISSED

30.3.2007. SD/- KURIAN JOSEPH, JUDGE.

A P P E N D I X

PETITIONER'S EXHIBITS :

EXT.P1 : TRUE COPY OF THE DRAFT REGULATION FORMULATED BY THE FIRST RESPONDENT.

EXT.P2 : TRUE COPY OF THE PROCEEDINGS NO.4602/A1/85/CDA DT. 14.2.1986.

EXT.P3 : TRUE COPY OF THE REPRESENTATION FILED BY THE PETITIONER DT. `19.8.2001.

EXT.P4 : TRUE COPY OF THE JUDGMENT IN O.P.NO.27377/01 DT. 17.9.2001 OF THIS HON'BLE COURT.

EXT.P5 : TRUE COPY OF THE ORDER NO.7383/A2/95/CDA DT.11.12.2001.

EXT.P6 TRUE COPY OF THE P.S.C.CERTIFICATE NO.11224/2000 DT. 1.8.2000.

EXT.P7 TRUE COPY OF THE P.S.C.CERTIFICATE NO.11225/2000 DT. 1.8.2000.

EXT.P8 TRUE COPY OF THE LETTER NO.19035/A2/98/D.D.A. DT. 4.11.2003.

RESPONDENTS' EXHIBITS :

EXT.R1A TRUE COPY OF THE ORDER G.O.P.10/99/P.&A.R.D.DT. 28.9.1998 IN VIEW OF THE GOLDEN JUBILEE OF THE INDIAN independence.

EXT.R1B TRUE COPY OF THE ORDER EXTENDING THE BENEFIT UPTO 14.8.1998.

EXT.R1C TRUE COPY OF THE REPORT DT. 28.12.1999 SUBMITTED TO GOVERNMENT.

EXT.R4(4): TRUE COPY OF THE ORDER IN G.O.(MS) NO.512/85/GAD DT. 12.12.1985 OF GOVERNMENT OF KERALA.

EXT.R4(5) TRUE COPY OF THE NOTIFICATION IN GAZETTE DT. 17.6.2003.

EXT.R4(6) TRUE COPY OF THE ORDER NO.B7-14050/2003 DT. 16.9.2004 ISSUED BY THE DIRECTOR OF URBAN AFFAIRS.

EXT.R4(7) TRUE COPY OF THE ORDER G.O.(P) NO.18/99/P&ARD DT. 13.10.1999.

TGS

**KURIAN JOSEPH, J.**

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**O.P.No.34179 of 2002**

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**Dated this the 30th day of March, 2007**

**JUDGMENT**

The issue raised in this writ petition pertains to the claim made by the petitioner for promotion to the post of Assistant Grade II under the first respondent. It is submitted that there are several vacancies now available and the vacancies are filled up by temporary hands. Petitioner apprehends that in case the Authority is wound up, he may not get any chance for appointment in an equated category. In the above circumstances petitioner prays for an opportunity to approach the first respondent by way of a fresh representation. In the event of the petitioner approaching the first respondent by way of a fresh representation within a period of one month from today, fresh orders in accordance with law in the matter will be passed by the first respondent within a period of another two months.

The writ petition is disposed of as above.

(KURIAN JOSEPH, JUDGE)

ahg.

**KURIAN JOSEPH, J.**

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**O.P.No.34179 of 2002**

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**JUDGMENT**

**30th March, 2007**